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OFFICE OF PETITIONS

In re Application of :
Frank X. Smith :
Application No.: 09/706,318 :
Filed: November 4, 2000 :
Attorney Docket No.: 90337.032702 :
For: OPTHALMIC AND CONTACT LENS :
SOLUTIONS COMPRISING :
IMIDAZOLE :

DECISION ON PETITION
UNDER 37 CFR 1.137(b)

This is a decision on the petition for revival of the above-entitled application under 37 CFR 1.137(b), filed February 27, 2006.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to submit the issue fee in a timely manner in reply to the Notice of Allowance mailed November 17, 2005, which set a statutory period for reply of three (3) months. Accordingly, the above-entitled application became abandoned at midnight on February 17, 2006.

On February 27, 2006, applicant filed the petition for revival under 37 CFR 1.137(b) considered herein. The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that it includes: (1) petition fee; (2) the required statement of unintentional delay; and (3) the required in the form of the payment of the issue and publication fees. Accordingly, the issue and publication fees payment are accepted as having been unintentionally delayed.

The application is being referred to the Office of Publications

Telephone inquiries concerning this decision should be directed to the undersigned.

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